



DEPARTMENT OF THE NAVY
OFFICE OF THE CHIEF OF NAVAL OPERATIONS
WASHINGTON, DC 20350-2000

IN REPLY REFER TO
OPNAVINST 7431.1 CH-1
N130G

MAY 14 1998

OPNAV INSTRUCTION 7431.1 CHANGE TRANSMITTAL 1

From: Chief of Naval Operations
To: All Ships and Stations

Subj: FORMER SPOUSE PAYMENT FROM RETIRED PAY

Encl: (1) Revised enclosure (1)

1. Purpose. To update Department of Defense (DOD) policy, which establishes and authorizes direct payments to a former spouse from the retired pay of a member of the Uniform Services in response to a court-ordered alimony, child support, or division of property.

2. Action. Remove enclosure (1) to the basic instruction and insert enclosure (1) of this change transmittal.

A handwritten signature in cursive script, reading "D. T. Oliver".

D. T. OLIVER
Vice Admiral, U.S. Navy
Deputy Chief of Naval Operations

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DEPARTMENT OF THE NAVY
Office of the Chief of Naval Operations
Washington, D.C. 20350

CH-1 14 MAY 98
OPNAVINST 7431.1
NMPC-121C
14 May 1985

OPNAV INSTRUCTION 7431.1

From: Chief of Naval Operations
To: All Ships and Stations

Subj: FORMER SPOUSE PAYMENT FROM RETIRED PAY

Encl: (1) DOD Directive 1340.16 of ~~2 Jan 85~~ ^{20 SEP 97}

1. **Purpose.** To implement enclosure (1) and to establish the Department of the Navy policies and procedures for processing requests from former spouses for direct pay-

ments of court-ordered alimony, child support, or division of property from a member's retired pay.

2. **Action.** Enclosure (1) establishes procedures for processing inquiries, defining eligibility, terms and conditions necessary for enforcement of court orders and garnishment actions, limits on payments to former spouses and gives instructions on written notice to the member. Wide dissemination and complete support by all levels of command are required.

WILLIAM P. LAWRENCE
Deputy Chief of Naval Operations
(Manpower, Personnel and Training)

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Department of Defense DIRECTIVE

OPNAVINST 7431.1 CH-1
May 14 1998

NUMBER 1340.16

September 20, 1997

USD (C)

SUBJECT: Former Spouse Payments from Retired Pay

References: (a) DoD Directive 1340.16, subject as above, January 2, 1985 (hereby canceled)
(b) Section 1408 of title 10, United States Code
(c) DoD 7000.14-R, "Department of Defense Financial Management Regulation (DoDFMR)" Volume 7B, "Military Pay Policy and Procedures for Retired Pay," June 1995, authorized by DoD Instruction 7000.14, November 15, 1992

1. REISSUANCE AND PURPOSE

This Directive reissues reference (a) to update DoD policy, which establishes and authorizes direct payments to a former spouse from the retired pay of a member of the Uniformed Services in response to court-ordered alimony, child support, or division of property.

2. APPLICABILITY AND SCOPE

This Directive:

2.1. Applies to the Office of the Secretary of Defense, the Military Departments (including the Coast Guard when it is not operating as a Military Service with the Navy by agreement with the Department of Transportation), the Commissioned Corps of the Public Health Service (PHS) and the National Oceanic and Atmospheric Administration (NOAA), under agreements with the Departments of Health and Human Services and Commerce. The term "Uniformed Services," as used herein, refers to the Army, Navy, Air Force, Marine Corps, Coast Guard, Commissioned Corps of the PHS, and the Commissioned Corps of the NOAA.

2.2. Covers members retired from the Active and Reserve components of the Uniformed Services who are subject to court orders awarding alimony, child support, or division of property.

3. POLICY

It is the policy of the Uniformed Services to honor a former spouse's request for direct payment from a given member's retired pay in enforcement of a court order that provides for alimony child support, or division of property, when the terms, conditions, and requirements of 10 U.S.C. 1408 and DoD 7000.14-R, Volume 7B (references (b) and (c)) are satisfied.

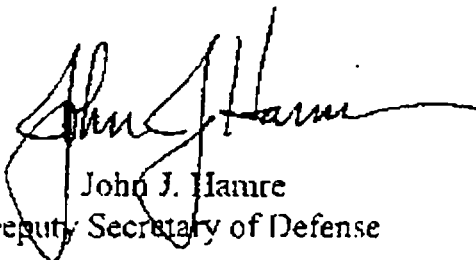
4. RESPONSIBILITIES

4.1. The Under Secretary of Defense (Comptroller) shall establish policy and procedures, provide guidance, coordinate changes with the Uniformed Services, and monitor the implementation of this Directive within the Department of Defense.

4.2. The Heads of the Uniformed Services shall implement this Directive.

5. EFFECTIVE DATE

This Directive is effective immediately.



John J. Hamre
Deputy Secretary of Defense